

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

MICHAEL HYDE
Plaintiff,

v.

STATE OF MASSACHUSETTS ET AL.,
Defendants.

Civil Action No. 04-12429-RWZ

MOTION FOR LEAVE TO LATE FILE MOTION TO DISMISS

The respondent, through counsel, respectfully moves this Court for leave to late file a motion to dismiss the above-captioned civil rights action. In support thereof, the respondent's counsel states that she needed additional time to review the abstruse complaint and gather documents from the District Attorney's office relative to the plaintiff's underlying criminal action. In addition she has been working on memoranda in several habeas corpus petitions that precluded an earlier response.

WHEREFOR, the respondent respectfully moves this Court for leave to late file a motion to dismiss the above-captioned civil rights action.

Respectfully submitted,

THOMAS F. REILLY
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/s/ Annette C. Benedetto

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CERTIFICATE OF SERVICE

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I hereby certify that a true copy of the above document was served upon the the following persons by first-class mail, postage pre-paid, on September 30, 2005, addressed as follows:

Plaintiff

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